

LABOUR AND EMPLOYMENT DEPARTMENT

The 13th February, 1980

No. 10(24)80-5 Lab.—In exercise of the powers conferred under section 88 of the E.S.I. Act, 1948, the Governor of Haryana, is pleased to exempt the following Sales/Medical Representatives of M/s. Albert David Ltd., Calcutta, from the operation of the E.S.I. Act, 1948 (As amended).

Serial No.	Name of the employee	Place of posting of Sales/Medical Representative	Period of Exemption
1	R. P. Sharma, Touring Representative	Haryana	1st March, 1979 to 29th February, 1980

The above exemption is subject to the following conditions mentioned below :—

1. The aforesaid factory/establishment wherein the employees are employed shall maintain a Register showing the names and designations of the exempted employees.
2. Notwithstanding this exemption, the employees shall continue to receive such benefit under the said Act to which they might have become entitled to on the basis of the contributions paid prior to the date from which exemption granted by this notification operates.
3. The contributions from the exempted period, if already paid, shall not be refunded.
4. The employer of the said factory shall submit in respect of the period during which that factory was subject to the operation of the said Act (hereinafter referred to as the said period), such returns in such form and containing such particulars as were due from it in respect of the said period under the Employees State Insurance (General) Regulations, 1950.
5. Any Inspector appointed by the corporation under sub-section (1) of section 45 of the said Act, or other official of the Corporation authorised in this behalf shall, for the purposes of:
 - (i) verifying the particulars contained in any return submitted under sub-section (1) of section 44 for the said period; or
 - (ii) ascertaining whether Registers and records were maintained as required by the Employees State Insurance (General) Regulation 1950 for the period; or
 - (iii) ascertaining whether the employees continue to be entitled to benefits provided by the employer in cash and kind being benefits in consideration of which exemption, is being granted under this notification; or
 - (iv) ascertaining whether any of the provisions of the Act had been complied with during the period when such provisions were in force in relations, to the said factory be empowered to :
 - (a) require the principal or immediate employer to furnish to him such information as he may consider necessary; or
 - (b) enter any factory, establishment, office or other premises occupied by such principal or immediate employer at any reasonable time and require any person found incharge thereof to produce to such inspector or other official and allow him to examine such documents, books and other documents relating to the employment of person and payment of wages or to furnish to him such information as he may consider necessary; or
 - (c) examine the principal or immediate employer, his agent or servant or any person found in such factory, establishment, office or other premises, or any person whom the said Inspector or other official has reasonable cause to believe to have been an employer; or
 - (d) make copies or take extracts from, any register, account book or other documents maintained in such factory establishment, office or other premises.